

Docket No. 372545-01401

DECLARATION, POWER OF ATTORNEY AND PETITION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **"LEARNED UPLOAD TIME ESTIMATE MODULE"** the specification of which

☒ is attached hereto
☐ was filed on _____ as Application Serial No. _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) or U.S. provisional application(s) for patent or inventor's certificate listed below and have also identified below any foreign application or U.S. provisional application(s) for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

Prior Foreign/U.S. Provisional Application(s)

			Priority Claimed	
_____ (Number)	_____ (Country)	_____ (Day, month, year filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day, month, year filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day, month, year filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application Serial No.)	_____ Filing Date	_____ (Status: Patented, pending, abandoned)
_____ (Application Serial No.)	_____ Filing Date	_____ (Status: Patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

76878.1.17

Declaration, Power of Attorney & Petition

Docket No. 372545-01401

And I hereby appoint J. BOYCE, REG. 40,920; A.B. DIEPENBROCK III, REG. 39,960; L. SHERRY, REG. 43,918; G. GARCIA, REG. 50,899, all associated with Dechert LLP, P.O. Box 10004, Palo Alto, California 94303, (650) 813-4800, as my attorneys with full power of substitution and revocation, to prosecute said application and to transact in connection therewith all business in the Patent and Trademark Office and before competent International Authorities.

Address all telephone calls to Leah Sherry, Esq. at (650) 813-4853 and address all correspondence to:

Leah Sherry, Esq.
DECHERT LLP
Customer No. 37509
P.O. Box 10004
Palo Alto, CA 94303-0961
Tel. 650.813.4800
Fax. 650.813.4848

Wherefore I pray that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

Full Name of First Inventor: Brockton S. DAVIS

Home Address: 3227 Countryside Drive, Marietta, Georgia, 30327

Post Office Address: Same as above

Citizenship: United States

Inventor's Signature: *[Signature]*

Date: 10/8/03

Full Name of Second Inventor: Edward F. SEITZ

Home Address: 3934 Flowerland Drive, Atlanta, Georgia 30319

Post Office Address: Same as above

Citizenship: United States

Inventor's Signature: *[Signature]*

Date: 10/8/03

